

Docket No.: 066872-0017

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Steward et al.

Customer No.: 41552

Appl. No. : 09/942,024

Confirmation No.: 7269

Filed : August 28, 2001

Title : FRET PROTEASE ASSAYS FOR
BOTULINUM SEROTYPE A/E
TOXINS

Grp./A.U. : 1645

Examiner: : K. Shahnan

CERTIFICATE OF MAILING BY EXPRESS MAIL(37 CFR § 1.10)

"Express Mail" Mailing Label Number EV 540268071 US

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR § 1.10 on the date indicated above and is addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on Aug 4, 2004.

Jose R. Lopez, Jr.
Jose R. Lopez, Jr.

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In accordance with the provisions of 37 C.F.R. 1.56, 1.97 and 1.98, the attention of the Patent and Trademark Office is hereby directed to the documents listed on the attached form PTO-1449. It is respectfully requested that the documents be expressly considered during the prosecution of this application, and that the documents be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

This Information Disclosure Statement is being filed within three months of the U.S. filing date OR before the mailing date of a first Office Action on the merits after the filing of a Request for Continued Examination (RCE). No certification or fee is required.

Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account 502624 and please credit any excess fees to such deposit account.

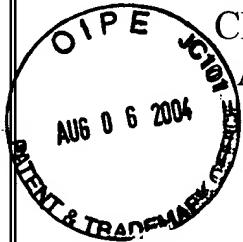
Respectfully submitted,

MCDERMOTT WILL & EMERY LLP

Andrea L. Gashler
Andrea L. Gashler
Registration No. 41,029

4370 La Jolla Village Drive, Suite 700
San Diego, CA 92122

858.535.9001 ALG:jrl
Facsimile: 858.597.1585
Date: August 4, 2004

INFORMATION DISCLOSURE CITATION IN AN APPLICATION  (PTO-1449)				ATTY. DOCKET NO. 066872-0017	SERIAL NO. 09/942,024	
				APPLICANT Steward et al.		
				FILING DATE August 28, 2001	GROUP 1645	
U.S. PATENT DOCUMENTS						
EXAMINER'S INITIALS	CITE NO.	Document Number Number-Kind Code ₂ (<i>if known</i>)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	
	1	US 6,762,280	07/13/2004	Schmidt et al.		
	2	US 2003/0077685	04/24/2003	Schmidt et al.		
	US					
	US					
	US					
	US					
	US					
	US					
	US					
	US					
	US					
	US					
FOREIGN PATENT DOCUMENTS						
EXAMINER'S INITIALS	CITE NO.	Foreign Patent Document Country Codes -Number & -Kind Codes (<i>if known</i>)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines Where Relevant Figures Appear	Translation
	3	WO 0225284	03/28/2003	Schmidt et al.		Yes
						No
OTHER ART (Including Author, Title, Date, Pertinent Pages, Etc.)						
EXAMINER'S INITIALS	CITE NO.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.				
EXAMINER				DATE CONSIDERED		

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered.

Include copy of this form with next communication to applicant.

1 Applicant's unique citation designation number (optional). 2 Applicant is to place a check mark here if English language Translation is attached.